

United States District Court

DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

V.

John Doe, a/k/a Miguel A. Burgos,
a/k/a Marco Peredes

CRIMINAL COMPLAINT

CASE NUMBER: 98-M00131-LPC

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about September 8, 1997 in Essex county, in the

 District of Massachusetts defendant(s) did, (Track Statutory Language of Offense)

did willfully and knowingly make a false statement on an application for a United States Passport with the intent to induce or secure the issuance of a passport under the authority of the United States, either for his use or the use of another

in violation of Title 18 United States Code, Section(s) 1542

I further state that I am a(n) Special Agent, Dept. of State and that this complaint is based on the following

Official Title

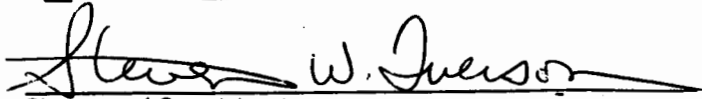
facts:

See attached affidavit of Steven W. Iverson

Continued on the attached sheet and made a part hereof:

☒ Yes

☐ No


Signature of Complainant Steven W. Iverson

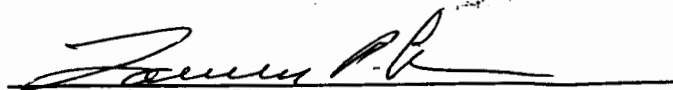
Sworn to before me and subscribed in my presence,

December 28, 1998
Date

LAWRENCE P. COHEN
UNITED STATES MAGISTRATE JUDGE

Name & Title of Judicial Officer

at Boston, Massachusetts
City and State


Signature of Judicial Officer

AFFIDAVIT OF STEVEN W. IVERSON

I, Steven W. Iverson, having been duly sworn, is hereby
deposed and states as follows:

1. I am a Special Agent of the United States Department of State, Diplomatic Security Service ("DSS") and have been so employed for twelve years, four months. I am assigned to investigate persons who have provided or included false information on passport applications.

2. On September 8, 1997, an individual using the name of Miguel A. Burgos, Social Security number 584-84-6335, date and place of birth of May 14, 1957 in Rio Piedras, Puerto Rico, applied for a U.S. Passport at the main Lawrence Post Office, in Lawrence, Massachusetts (hereinafter, the "APPLICANT"). A copy of the application is attached hereto as Exhibit A. As proof of citizenship, the APPLICANT presented a genuine Puerto Rican Birth Certificate in the name Miguel Angel Burgos Arnaiz, and a Massachusetts Drivers License number 854846335, as further proof of identity. The drivers license also indicated that APPLICANT'S name was Miguel A. Burgos. (A copy of the Birth Certificate is attached hereto as Exhibit B.) As required, the APPLICANT submitted two current photos of himself with the application.

3. The APPLICANT'S application contained several fraud indicators which were identified by Duncan Maitland, the Boston Passport Agency Fraud Coordinator. Consequently, the application was referred to the Diplomatic Security Service's Boston Field

Office for investigation.

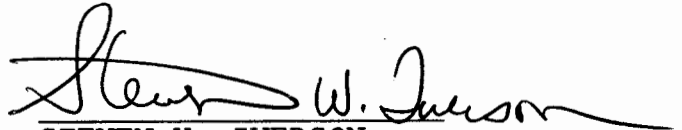
4. The investigation revealed that the APPLICANT was arrested on February 5, 1991 by the Holyoke Police Department for Possession of Cocaine With Intent to Distribute Within 1000 Feet of a School Yard. (A copy of the Holyoke Police Department's Booking Sheet is attached hereto as Exhibit C). When arrested, the APPLICANT told Holyoke police his name was Marco Peredes, born on May 7, 1962 in the Dominican Republic.

5. The investigation also revealed that officers of the Essex County Drug Task Force, Lawrence, Massachusetts arrested the APPLICANT on February 17, 1998 for Possession of Cocaine with Intent to Distribute Within 1000 Feet of a School Yard. (A copy of the Essex County Drug Task Force/Lawrence Police Department Booking Sheet is attached hereto as Exhibit D.) The APPLICANT told Essex County Drug Task Force personnel, at the time of his arrest, he was Miguel Burgos, born on May 14, 1957 in the Dominican Republic.

6. Federal Bureau of Investigation Fingerprint Analyst Shirley Martin classified the prints taken by Holyoke police in connection with the 1991 arrest and stated they were identical with FBI number 550-619FB3, which related to the APPLICANT'S 1998 Essex County Drug Force arrest. Mug shots taken by Holyoke and Lawrence Police Departments at the time of the above arrests have been reviewed by me and strongly resemble the photograph

submitted by the APPLICANT with his passport application. (A copy of the APPLICANT'S mug shot taken by the Holyoke Police Department is attached hereto as Exhibit E and a copy of the APPLICANT'S mug shot taken by the Lawrence Massachusetts Police Department is attached hereto as Exhibit F.)

7. Based on the foregoing, I believe that probable cause exists to conclude JOHN DOE, a/k/a Miguel A. Burgos and Marco Peredes, having been born in the Dominican Republic, did willfully and knowingly make a false statement on an application for a U.S. Passport, under the authority of the United States, either for his own use or for the use of another, in violation of 18 U.S.C. §1542.


STEVEN W. IVERSON
Special Agent, Dept. of
State, Diplomatic Security
Service

Subscribed and sworn to before me this 28th day of December 1998.

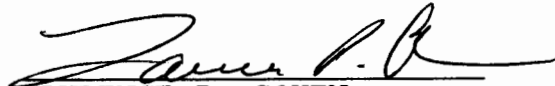

LAWRENCE P. COHEN
United States Magistrate Judge

Exhibit A

1. NAME FIRST NAME Burgos MIDDLE NAME Miguel LAST NAME BURGOS

2. MAILING ADDRESS STREET 22 Carleton St apt 3 CITY, STATE, ZIP CODE Methuen - Mass 01844-4306

3. SEX Male 4. PLACE OF BIRTH City, State or Province, Country Rio Piedras P. R. 5. DATE OF BIRTH 05/14/57 Mo. Day Year

6. SEE FEDERAL TAX LAW NOTICE ON REVERSE SIDE 7. HEIGHT 5'8" 8. COLOR OF HAIR black 9. COLOR OF EYES black BROWN 10. (Area Code) HOME PHONE 508/618/2419 11. (Area Code) BUSINESS PHONE 508/618/2419

12. PERMANENT ADDRESS (Street, City, State, ZIP Code) 22 CARLETON ST 13. OCCUPATION ARNAL

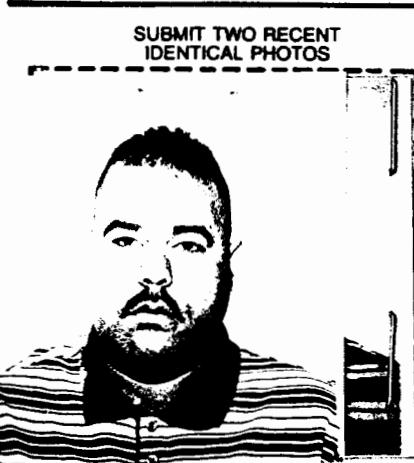
14. FATHER'S NAME Ron J Burgos BIRTHPLACE Mexico P.R. BIRTH DATE 05/14/57 U.S. CITIZEN ☒ YES ☐ NO

15. MOTHER'S MAIDEN NAME Marta Gomez BIRTHPLACE Cuba P.R. BIRTH DATE 05/14/57 U.S. CITIZEN ☒ YES ☐ NO

16. TRAVEL PLANS (Not Mandatory) COUNTRIES DOM REP DEPARTURE DATE 11/11/97 LENGTH OF STAY 12

17. HAVE YOU EVER BEEN ISSUED A U.S. PASSPORT? YES ☐ NO ☒ IF YES, SUBMIT PASSPORT IF AVAILABLE. ☐ Submitte

IF UNABLE TO SUBMIT MOST RECENT PASSPORT, STATE ITS DISPOSITION: COMPLETE NEXT LINE
 NAME IN WHICH ISSUED ARNAL PASSPORT NUMBER 11111111 ISSUE DATE (Mo., Day, Yr.) 05/14/57 DISPOSITION ARNAL



18. HAVE YOU EVER BEEN MARRIED? ☐ YES ☒ NO DATE OF MOST RECENT MARRIAGE 05/14/57 Mo. Day Year

WIDOWED/DIVORCED? ☐ YES ☒ NO IF YES, GIVE DATE 05/14/57 Mo. Day Year

SPOUSE'S FULL BIRTH NAME ARNAL SPOUSE'S BIRTHPLACE ARNAL

19. IN CASE OF EMERGENCY, NOTIFY (Person Not Traveling With You) FULL NAME Carmen Paredes ADDRESS 44 Union St Lawrence MA RELATIONSHIP friend (Area Code) PHONE NUMBER 508/618/2419

20. TO BE COMPLETED BY AN APPLICANT WHO BECAME A CITIZEN THROUGH NATURALIZATION
 I IMMIGRATED TO THE U.S. (Month, Year) 05/14/57 I RESIDED CONTINUOUSLY IN THE U.S. From (Mo., Yr.) 05/14/57 To (Mo., Yr.) 05/14/57 DATE NATURALIZED (Mo., Day, Yr.) 05/14/57 PLACE MA

UNTIL REQUESTED TO DO SO BY PERSON ADMINISTERING OATH
 as citizenship, performed any of the acts listed under "Acts or Conditions" on the reverse of this application form (unless explanatory statement is attached). I solemnly swear (or affirm) that the statements made on this application are true and the photograph attached is a true likeness of me.

Subscribed and sworn to (affirmed) before me 09/08/97 Month Day Year
Catherine Paredes
 (Signature of person authorized to accept application)

☐ Clerk of Court or ☐ PASSPORT Agent ☐ Postal Employee ☐ (Vice) Consul USA

Miguel A. Burgos
 (Sign in presence of person authorized to accept application)

LAWRENCE MA 01842-9906
 No. 584846335
 ISSUED IN THE NAME OF BURGOS MIGUEL A

22. APPLICANT'S IDENTIFYING DOCUMENTS ☐ PASSPORT ☐ DRIVER'S LICENSE ☐ OTHER (Specify) ARNAL

ISSUE DATE 05/14/02 EXPIRATION DATE 05/14/02 PLACE OF ISSUE MA

23. FOR ISSUING OFFICE USE ONLY (Applicant's evidence of citizenship)
☒ Birth Cert. SR CR City Filed/Issued: 5/22/57/3/6/94
☐ Passport Bearer's Name: MIGUEL ANGEL BURGOS
☐ Report of Birth ARNAL
☐ Naturalization/Citizenship Cert. No.: ARNAL
☐ Other: ARNAL
☐ Seen & Returned
☐ Attached

24. **\$65 MB**
 FEE ARNAL EXEC. ARNAL POST ARNAL

APPLICATION APPROVAL
 Examiner Name ARNAL
 Office, Date ARNAL

██████████

ESTADO LIBRE ASOCIADO DE PUERTO RICO

(COMMONWEALTH OF PUERTO RICO)

DEPARTAMENTO DE SALUD
(DEPARTMENT OF HEALTH)

REGISTRO DEMOGRAFICO
(DEMOGRAPHIC REGISTRY)

CERTIFICACION DE NACIMIENTO
(CERTIFICATION OF BIRTH)

NUMERO DE CERTIFICADO (CERTIFICATE NUMBER)
152-57-01744-000000-001203

NOMBRE DEL INSCRITO (NAME OF REGISTRANT)

MIGUEL ANGEL BURGOS ARNAIZ

DOMICILIO (DWELLING HOUSE)
RIO PIEDRAS, PUERTO RICO

FECHA NACIMIENTO (BIRTHDATE)
14 MAY 1957

FECHA INSCRIPCION (REGISTRATION DATE)
22 MAY 1957

LUGAR NACIMIENTO (BIRTHPLACE)
RIO PIEDRAS, PUERTO RICO

SEXO (SEX)
M

NOMBRE DEL PADRE (FATHER'S NAME)
JUAN J. BURGOS

EDAD (AGE)
32

LUGAR NACIMIENTO DEL PADRE (FATHER'S BIRTHPLACE)
MOROVIS, PUERTO RICO

NOMBRE DE LA MADRE (MOTHER'S NAME)
MARTA ARNAIZ

EDAD (AGE)
19

LUGAR NACIMIENTO DE LA MADRE (MOTHER'S BIRTHPLACE)
GURABO, PUERTO RICO

FECHA EXPEDICION (DATE ISSUED)
06 MAR 1996

ESTE ES UN ABSTRACTO DEL CERTIFICADO DE
NACIMIENTO OFICIALMENTE INSCRITO EN EL
REGISTRO DEMOGRAFICO DE PUERTO RICO BAJO
LA AUTORIDAD CONFERIDA POR LA LEY 24 DEL
22 DE ABRIL DE 1931

THIS IS AN ABSTRACT OF THE RECORD FILED
IN THE DEMOGRAPHIC REGISTRY OF PUERTO
RICO ISSUED UNDER THE AUTHORITY OF
LAW 24, APRIL 22, 1931

SECRETARIO DE SALUD
(SECRETARY OF HEALTH)



DIRECTOR REGISTRO DEMOGRAFICO
(STATE REGISTRAR)



ADVERTENCIA: Cualquer alteración o borradura cancela ésta certificación.

WARNING: Any alteration or erasure voids this certification.

Exhibit C

PRISONER'S NAME PAREDES, ~~MIGUEL~~ MAIGO DATE 02-05-91

AKA'S _____

PRESENT ADDRESS 517 E 180 ST. MANHATTAN, N.Y.TELEPHONE NO. 12 - 740-5104 MARRIED, SINGLE, WIDOW SINGLE
WIDOWER, DIVORCED _____FATHER'S FULL NAME ELADIO PAREDES COUNTRY OF BIRTH D.R.MOTHER'S FULL NAME JUANA LOPEZ COUNTRY OF BIRTH D.R.

WIFE'S MAIDEN NAME _____ ADDRESS _____

HUSBAND'S FULL NAME _____ ADDRESS _____

CHILDREN'S NAMES AND AGES RAFO 20 YRS. OLDDESCRIPTION AGE 28 DOB 05-07-62 BIRTHPLACE SANTO DOMINGO DOM. REP. RACE/SEX HISP. 1HEIGHT 5-8 WEIGHT 180 HAIR BLK, EYES BROWN BUILD HUSKY
COMPLEXION DARK CITIZEN NO OCCUPATION KITCHENSSAN _____ PLACE OF EMPLOYMENT RESTAURANT IN N.Y.
TO CASA RESTAURANT.OTHER INFORMATION SUCH AS MARKS, SCARS, TATTOOS, AMPUTATIONS, MOUSTACHE, BEARD, MISSING OR
IRREGULAR TEETH, BLINDNESS, EYE GLASSES, LEFT-HANDED, POSTURE, ACCENTS, HABITS OR ANY
PECULIARITIES, ACCENTS, ETC., WITH DATE OF ORIGIN IF KNOWNburn right ELBOWPOSS CL B COCAINE
CONSP DIST CL B
POSS WIT DIST CLK
POSS CL B WIT DIST
4000' SCHOOLDATE OF ARREST 02-05-91 CHARGE(S) NARCOTICS, FIREARMS CHARGESPOSS HANDBUN W/O
LICENSEDISPOSITION POSS HANDBUN W/O F
AMMODOES PRISONER ADMIT PREVIOUS ARREST? _____ IF SO GIVE DATES, PLACES, CHARGES AND PRISON I
NUMBERS AS ADMITTED _____

MBI NUMBER _____ FBI NUMBER _____

Booking Report

Number: 98002374 I.D. # 27254
 of Arrest: 2-17-98 Time of Booking: 19:50
 Location of Arrest: BROADWAY / ACTON ST.
 Arresting Officer(s): STATE POLICE (CRIME UNIT) RIVET

Name: <u>BURGES</u>		First: <u>MICHAEL</u>	M.I.:
Name	Last:	First:	M.I.:
	Last:	First:	M.I.:
B.:	Age:	SS No:	A/J:
<u>5/14/57</u>	<u>40</u>	<u>584846335</u>	<u>A.</u>
et No.:	Street Name:		
<u>#4?</u>	<u>MAIN ST.</u>		
State:		Zip Code:	
<u>MASS</u>		<u>01801</u>	
Hgt.:	Wgt.:	Race:	Eth.:
<u>5'8"</u>		<u>C</u>	
Eyes:	Bld.:	Skin:	
<u>BROWN</u>	<u>LG</u>	<u>DK</u>	
Scars, Marks, Tattoos:			
<u>SCAR on forehead</u>			
Fingerprints? (Y/N)		Fingerprints? (Y/N)	
<u>Y</u>		<u>N</u>	
Date Of Birth:		Occupation:	
<u>DR</u>		<u>UNEMPLOYED</u>	
Mother's Name:		Mother's Name:	
<u>JOHN</u>		<u>MARTHA</u>	
Charges:			Right Thumbprint
<u>Class B w/1</u>			
<u>SCHOOL ZONE</u>			
Mail/Release Data:			
Set by:		Amount:	
Released by/Released to:		Date/Time Released/Transferred:	

Exhibit E

Exhibit F

